

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1001 be amended to read as follows:

- 1 Page 105, between lines 29 and 30, begin a new paragraph and
2 insert:
3 "SECTION 109. IC 6-1.1-22-9.5 IS AMENDED TO READ AS
4 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 9.5. (a) This section
5 applies only to property taxes first due and payable in a year that begins
6 after December 31, 2003:
7 (1) with respect to a homestead (as defined in IC 6-1.1-20.9-1);
8 and
9 (2) that are not payable in one (1) installment under section 9(b)
10 of this chapter.
11 (b) At any time before the mailing or transmission of tax statements
12 for a year under section 8 of this chapter, a county may petition the
13 department of local government finance to establish a schedule of
14 installments for the payment of property taxes with respect to:
15 (1) real property that are based on the assessment of the property
16 in the immediately preceding year; or
17 (2) a mobile home or manufactured home that is not assessed as
18 real property that are based on the assessment of the property in
19 the current year.
20 The county fiscal body (as defined in IC 36-1-2-6) ~~the county auditor,~~
21 ~~and the county treasurer~~ must approve a petition under this subsection.
22 (c) The department of local government finance:
23 (1) may not establish a date for:
24 (A) an installment payment that is earlier than May 10 of the
25 year in which the tax statement is mailed or transmitted;

- 1 (B) the first installment payment that is later than November
 2 10 of the year in which the tax statement is mailed or
 3 transmitted; or
 4 (C) the last installment payment that is later than May 10 of the
 5 year immediately following the year in which the tax statement
 6 is mailed or transmitted; and
 7 (2) shall:
 8 (A) prescribe the form of the petition under subsection (b);
 9 (B) determine the information required on the form; and
 10 (C) notify the county fiscal body, the county auditor, and the
 11 county treasurer of the department's determination on the
 12 petition not later than twenty (20) days after receiving the
 13 petition.
 14 (d) Revenue from property taxes paid under this section in the year
 15 immediately following the year in which the tax statement is mailed or
 16 transmitted under section 8 of this chapter:
 17 (1) is not considered in the determination of a levy excess under
 18 IC 6-1.1-18.5-17 or IC 6-1.1-19-1.7 for the year in which the
 19 property taxes are paid; and
 20 (2) may be:
 21 (A) used to repay temporary loans entered into by a political
 22 subdivision for; and
 23 (B) expended for any other reason by a political subdivision in
 24 the year the revenue is received under an appropriation from;
 25 the year in which the tax statement is mailed or transmitted under
 26 section 8 of this chapter."
 27 Renumber all SECTIONS consecutively.
 (Reference is to HB 1001 as printed January 18, 2006.)

Representative McClain